IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
FRIDAY, THE EIGHTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE G. BIKSHAPATHY
and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION Nos.9697, 9698 & 9699 of 2004

WRIT PETITION NO : 9697 of 2004

Between:
D.P.R. Prasad S/o Late Raghavulu
Sub Treasury Officer Gurazala Gurazala, Guntur Dist
..... PETITIONER

AND

1 The Director of Treasuries and Accounts, AP Hyderabad
2 The Deputy Director, District Treasury, Guntur District
.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more one in the nature of Writ of Certiorari after calling for the records relating to the order in OA.No.2695/2004 dt. 14/05/2004 furnished to the petitioner on 17/05/2004 on the file of the Hon'ble AP. Admnv. Tribunal, Hyderabad and quash the same as illegal, arbitrary and shows a total non-application of mind and consequently declare that proceedings No.K3/805/2004 dt. 31/03/2004 issued by the first respondent keeping the petitioner under suspension are wholly illegal, arbitrary and shows at total non applications of mind and also totally unjust apart from being violative of Articles 14 and 16 of the Constitution of India and set aside the same

WRIT PETITION NO : 9698 of 2004

Between:
S/ Aruna Kishore Babu. S/o. Late Osrae;.
Sub Treasury Office, Gurazala , R/o. Gurazala,
Guntur District.

..... PETITIONER

AND

1 The Director of treasuries & Accounts, Andhra Pradesh, Hyderabad.
2 The Deputy Director, District Treasury, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction particularly one in the nature of writ of certiorari after calling for the records relating to the order in O.A.No. 2715/2004 dated 14-5-2004 on the file of the Hon'ble A.P. Administrative Tribunal, Hyderabad and quash the same as illegal , arbitrary, and shows a total non-application of mind and consequently declare that Proceedings No. A1/10710/03 dt. 6-4-2004 issued by the second respondent keeping the petitioner under suspension are wholly illegal, arbitrary and shows a total non-application of mind and also totally unjust apart from being violative of Articles 14 and 16 of the Constitution of India and set aside the same

WRIT PETITION NO : 9699 of 2004

Between:

K. Rama Naik, S/o Badya Naik,
Sub Treasury Office, Gurazala, R/o Gurazala, Guntur District.

..... PETITIONER

AND

1 The Director of Treasuries & Accounts, Andhra Pradesh, Hyderabad.
2 The Deputy Director, District Treasury, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction particularly one in the nature of writ of certiorari after calling for the records relating to the order in O.A.No. 2716/2004 dated 14-5-2004 on the file of the Hon'ble A.P. Administrative Tribunal, Hyderabad and quash the same as illegal , arbitrary, and shows a total non-application of mind and consequently declare that Proceedings No. A1/10710/03 dt. 6-4-2004 issued by the second respondent keeping the petitioner under suspension are wholly illegal, arbitrary and shows a total non-application of mind and also totally unjust apart from being violative of Articles 14 and 16 of the Constitution of India and set aside the same

Counsel for the Petitioners **:MR.M.PANDURANGA RAO** in all

petitions

For the Respondents : GP FOR SERVICES-II in all petitions.

The Court at the admission stage, made the Following :

THE HON'BLE MR. JUSTICE G. BIKSHAPATHY
AND
THE HON'BLE MR. JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NOs. 9697, 9698 & 9699 OF 2004

COMMON ORAL ORDER : (per G.B., J.,)

All these three Writ Petitions are disposed of by a common order.

2. The writ petitioners are working as Sub Treasury Officer, Senior Accountant and Junior Accountant respectively in Sub Treasury Office, Gurajala, Guntur District. They were placed under suspension by an order dated 31-03-2004, pending disciplinary inquiry. The said orders came to be challenged before the A.P. Administrative Tribunal (for brevity 'Tribunal') in O.A.Nos.2695, 2715 and 2716 of 2004. The Tribunal, after considering the matter elaborately, dismissed the O.As., on the ground that there was no infirmity in the order of suspension. Against the said orders the present writ petitions have been filed.

3. The learned counsel for the petitioners submits that the orders of the Tribunal are wholly illegal and contrary to law. He

submits that the petitioners were placed under suspension on most untenable grounds and that they are not responsible for the alleged irregularities mentioned in the order of suspension and therefore, the Tribunal ought to have set aside the order of suspension.

4. We have heard the learned counsel for the petitioners and also the learned Government Pleader for Services-II.

5. After going through the order of the Tribunal, we find no grounds to interfere with the same. The Tribunal has discussed the matter threadbare and came to the conclusion that there were no grounds to interfere with the order of suspension. We do not see any ground to interfere with the said order to come to a different conclusion.

6. Accordingly, all these three Writ Petitions are dismissed. However, we direct that the disciplinary enquiry should be initiated expeditiously and final orders shall be passed by the authorities concerned within a period of six months from the date of receipt of copy of this order. No costs.

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ASSISTANT REGISTRAR

Kvr

// true copy //

Section Officer

Copy to

1 The Director of Treasuries and Accounts, AP Hyderabad
2 The Deputy Director, District Treasury, Guntur District
3. The Registrar, A.P.Administrative Tribunal, Hyderabad.
4. Two C.Cs. to the Government Pleader for Services-I, High Court of A.P. Buildings, High Court of A.P., Hyderabad (O.U.T.)
5. Two C.D. Copies